



STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION OR  
REVOCATION OF THE CERTIFICATE OF

ADMINISTRATIVE ACTION

FINAL ORDER OF DISCIPLINE

Ivaliz Rosado, C.H.H.A.  
Certificate No.: 26NH10116700

TO PRACTICE AS A CERTIFIED  
HOMEMAKER-HOME HEALTH AIDE  
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Ivaliz Rosado, ("Respondent") is the holder of Homemaker-Home Health Aid Certificate 26NH10116700 in the State of New Jersey.

2. On January 11, 2014, Respondent was arrested by the Camden County Police Department in violation of N.J.S.A. 2C:35-10A (4) (Possession of Marijuana/Hash Under) and N.J.S.A. 54:52-7 (Provide False Information).

3. Upon receipt of the flagging notice, the Board sent a letter of inquiry, requesting certain information and submission

of documents, to Respondent's address of record in Camden, New Jersey, via regular and certified mail, on January 29, 2014. The regular mail was not returned and the certified mail was returned to the Board.

4. To date, the Respondent has not responded to the letter of inquiry.

#### CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board investigation, in contravention of N.J.A.C. 13:45C-1.2 and 1.3, in violation of N.J.S.A. 45:1-21(e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on May 16, 2014, provisionally suspending respondent's certification to practice as a certified homemaker-home health aide and imposing a \$200 civil penalty. A copy of the Order was served upon respondent by certified and regular mail at respondent's address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all

reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order, via her attorney, and provided all the information initially requested by the Board. The Board therefore found that suspension of respondent's certification was no longer applicable. However, the Board further determined that the \$200 civil penalty was warranted, as the Board's investigations should not be subject to delay, nor should it be required to waste its resources and issue an order, simply to obtain information from its licensees. Accordingly, the Board determined that the Provisional Order should be finalized, without suspension, but imposing the \$200 penalty proposed in the Provisional Order.

ACCORDINGLY, IT IS on this 17<sup>th</sup> day of March, 2015,

ORDERED that:

1. A civil penalty in the amount of \$200.00 is hereby imposed upon Respondent for failing to cooperate with a Board investigation. Payment shall be made by certified check or money order, payable to the State of New Jersey, delivered to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no

later than 15 days after the entry of this order. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A 45:1-24 and the Board may bring such other proceedings as authorized by law.

NEW JERSEY STATE BOARD OF NURSING

By: *Patricia Murphy PhD APN*  
Patricia Murphy, PhD, APN  
President